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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION**

12 WANDA PEPIN,
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14 Plaintiff,

15 vs.

16 CAPITAL ONE, N.A.; et. al.,

17 Defendants.
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Case No.: 5:17-CV-05407-LHK
Assigned to the Honorable Lucy H. Koh

**STIPULATED REQUEST FOR
DISMISSAL OF DEFENDANT
CAPITAL ONE BANK (USA), N.A.;
[PROPOSED] ORDER**

TO THE COURT, CLERK OF COURT, AND ALL PARTIES:

IT IS HEREBY STIPULATED by and between plaintiff Wanda Pepin and defendant Capital One Bank (USA), N.A. (“Capital One”), that Capital One be dismissed from this action with prejudice pursuant to Federal Rules of Civil Procedure, Rule 41(a)(2), and that each party shall bear its own attorneys’ fees and costs.

DATED: March 6, 2018

SAGARIA LAW, P.C.

By: /s/ Elliot W. Gale

Elliot W. Gale

Attorneys for Plaintiff

Nick Rushing

DATED: March 6, 2018

DOLL AMIR & ELEY LLP

By: /s/ Chelsea Diaz

Chelsea Diaz

Attorneys for Defendant

Capital One Bank (USA), N.A.

I, Elliot Gale, am the ECF user whose identification and password are being used to file this Stipulation. I hereby attest that Chelsea Diaz has concurred in this filing.

/s/ Elliot Gale

[PROPOSED] ORDER

Pursuant to the stipulation of the Parties, Capital One Bank (USA), N.A. is dismissed with prejudice and each party shall bear its own attorneys' fees and costs.

IT IS SO ORDERED.

DATED: _____

LUCY H. KOH
UNITED STATES DISTRICT JUDGE